

SENATE BILL 3439

By Burchett

AN ACT to amend Tennessee Code Annotated, Title 55,  
Chapter 10, Part 4, relative to DUI offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 10, Part 4, is amended by  
adding the following as a new section:

Section 55-10-454.

(a)

(1) There is created within the Tennessee bureau of investigation  
a DUI offender registry of persons convicted of two (2) or more violations  
of the offense of driving under the influence of an intoxicant or any  
offense in which driving under the influence is an essential element of the  
offense and whose motor vehicle operator's license has been revoked or  
suspended pursuant to § 55-10-403(a).

(2) In order to qualify for inclusion on the DUI offender registry, at  
least one (1) of the offender's convictions must be for a DUI violation that  
occurred in this state on or after July 1, 2008.

(b) This registry shall be maintained by the Tennessee bureau of  
investigation and made available for public inquiry on the Internet. The registry  
shall also include public information regarding when a DUI offender is eligible to  
receive a restricted motor vehicle license and for what purposes the license may  
be issued under Tennessee law.

(c) The registry shall consist of the person's name, date of birth,  
residential address, number of DUI convictions, conviction dates, county and  
state of convictions, the person's photograph as taken at booking, and such other

identifying data as the bureau of investigation determines is necessary for the public to properly identify the person, but shall not include the person's social security number. The registry shall also contain the date on which the offender's motor vehicle operator's license was revoked and whether such person has been issued a restricted motor vehicle operator's license.

(d) Beginning September 1, 2008, the clerk of court in which a person's second or subsequent DUI conviction occurs shall forward, electronically or otherwise, a copy of the judgment and other information set out in subsection (c) for each person convicted of a second or subsequent DUI offense meeting the requirements of subsection (a) of this section to the Tennessee bureau of investigation. The information shall be forwarded to the bureau within forty-five (45) days of the date of judgment.

(e) The Tennessee bureau of investigation shall remove from the registry the name and other identifying information of any person whose motor vehicle operator's license is no longer suspended or revoked within forty-five (45) days of the date the person's motor vehicle operator's license has been reinstated.

SECTION 2. For the purposes of the Tennessee bureau of investigation creating and implementing the repeat DUI offender registry, this act shall take effect upon becoming law, the public welfare requiring it. For all other purposes, it shall take effect on July 1, 2008, the public welfare requiring it.